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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRAIG YATES,

Plaintiff,

v.

KING OF THE ROLL II et seq.,

Defendants.

No. CV-09-1901 EMC

**NOTICE OF SETTLEMENT AND
STIPULATION AND [Proposed]
ORDER TO VACATE CASE
MANAGEMENT CONFERENCE**

Further CMC Date: September 9, 2010
Time: 2:30 p.m.

The parties are pleased to report that thanks in part to the efforts of Mediator Hadden Roth, Esq., this matter has settled in all respects, including Plaintiff's claims for injunctive relief, statutory and bodily injury damages, and reasonable statutory attorney's fees, litigation expenses and costs. The parties are currently preparing a written settlement agreement. Shortly thereafter, the parties will be filing a request for dismissal with prejudice, but which will include a request that the Court retain jurisdiction to interpret and enforce the terms of settlement. In the meantime,

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1 the parties request that the Court continue the Case Management Conference to October 27, 2010.

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3 Dated: September 9, 2010

THIMESCH LAW OFFICES
TIMOTHY S. THIMESCH

4 /s/ Authorized Signed
5 Attorneys for Plaintiff
6 CRAIG YATES

7
8
9 **ORDER**

10 SO ORDERED. The further case management conference is set for 10/27/10 at 2:30 p.m.

11 An updated joint cmc statement shall be filed by 10/20/10.
12 _____

13 Dated: 9/14/10
14 _____

